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9 *Byron Porter*

10
11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 UNITED STATES OF AMERICA,

14 2:19-cr-00269-JCM-EJY

15 Plaintiff,

16 vs.
17 **Stipulation to Continue
18 Sentencing and
19 PSR-Objection Deadline
20 (First Request)**

21 BYRON PORTER,

22 Defendants.

23 It is hereby stipulated and agreed, by and between NICHOLAS A.
24 TRUTANICH, United States Attorney, through DANIEL E. CLARKSON,
25 Assistant United States Attorney, and WILLIAM BROWN, counsel for
defendant Byron Joshua Jarell Porter, that:

- 26 (1) Byron Porter's sentencing date in the above-captioned matter,
27 currently scheduled for January 22, 2021, at 9:00 a.m., be vacated
28 and continued at least ninety (90) days until a time convenient to
the Court; and
- (2) the LCR 32-1(b) deadline to submit informal objections to the
presentence investigation report (PSR), currently December 9, 2020,
shall be continued at least sixty (60) days, up to and including
February 9, 2021.

1 This Stipulation is entered into for the following reasons:

2 1. This is the first requested continuance for sentencing.

3 2. The defense is currently investigating sentencing issues and

5 gathering relevant information from multiple sources.

6 3. The defense requires further time to complete its investigation, to
7 gather relevant information, and, once obtained, to analyze and synthesize
8 the information so that it may be appropriately presented to the Court in a
9 sentencing memorandum.

11 4. Additionally, the defense will likely seek to have some of the
12 relevant information added to and incorporated in the PSR as well.

14 5. The defense has discussed this with the PSR's author, who does
15 not object to considering subsequent requests to supplement the PSR with
16 relevant information.

18 6. The defendant is out of custody and does not object to the
19 requested continuances of the sentencing date or the PSR-objection deadline.

21 7. The government does not object to continuing either date.

23 Date: December 1, 2020

24 Counsel for BYRON PORTER

NICHOLAS A. TRUTANICH
United States Attorney

26 */s/ William Brown*
27 WILLIAM H. BROWN
28 BROWN MISHLER, PLLC

/s/ Daniel E. Clarkson
DANIEL E. CLARKSON
Assistant United States Attorney

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11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 UNITED STATES OF AMERICA,

14 2:19-cr-00269-JCM-EJY

15 Plaintiff,

16 **Order Continuing Sentencing
17 and
18 PSR-Objection Deadline**

19 vs.

20 BYRON PORTER,

21 Defendants.

22
23 Based on the pending stipulation of counsel, and good cause appearing
24 therefore, the Court hereby: (1) vacates the current sentencing date of
25 January 22, 2021, at 9:00 a.m., and continues it to
April 21, 2021 at 10:00 a.m.; and (2) extends the LCR 32-1(b)
deadline to submit informal objections to the presentence investigation report
(PSR), currently December 9, 2020, to February 9, 2021.

DATED December 4, 2020.


26
27 James C. Mahan
28 UNITED STATES DISTRICT JUDGE